

## AMENDMENTS TO THE CLAIMS:

This listing of claims will replace all prior versions, and listings, of claims in the application:

### Listing of Claims

1. (Currently amended) A stable suspension having a viscosity of from about 100 to about 20,000 centipoises at a shear rate in ~~[[the]]~~ a range of from about 0.5 to about 2 seconds<sup>-1</sup> and at about 25°C, wherein the viscosity ~~of which~~ undergoes a minimal increase over an extended period of time, comprising
  - (a) from about 10% ~~by weight~~ to about 90% by weight of a non-confined liquid-phase which is a substantially solid particle-free first fragrance composition and/or a substantially solid particle-free first benefit agent composition comprising
    - from about 10% to about 90% by weight of a fragrance and/or benefit agent~~[[,]]~~;
    - from about 0.5% to about ~~[[100%]]~~ 10% by weight of an emulsifier ~~based on the weight of the non-confined fragrance~~; and
    - from about 10% to about 90% by weight of water, in ~~[[the]]~~ a form of a stable oil-in-water emulsion; and
  - (b) stably suspended in said non-confined liquid-phase from about 10% to about 90% by weight of a plurality of microcapsules, each of which
    - (i) has an outside diameter in ~~[[the]]~~ a range of from about 0.01 to about 1000 microns;
    - (ii) has a wall thickness in ~~[[the]]~~ a range of from about 0.001 to about 100 microns;
    - (iii) has a wall composed of a polymer; and
    - (iv) has a liquid phase core comprising a ~~[[ - ]]~~ second fragrance composition and/or second benefit agent composition ~~[[with]]~~, the second fragrance composition and/or second benefit agent composition of each of the cores of each of

~~said microcapsules being [(A)] the same and/or different from one another and (B) the same or different from the first fragrance composition and/or first benefit agent composition,~~ wherein the weight % of second fragrance composition and/or substantially solid particle-free second benefit agent composition initially contained in each of the microcapsules is are initially from about 5% to about 90% by weight of the microcapsules, and wherein the emulsifier is polyoxyethylene (20) sorbitan

monolaurate.

2. (Currently amended) The stable suspension of claim 1 having a viscosity of from about 1000 ~~centipoises~~ to about 15,000 centipoises at a shear rate in ~~[[the]]~~ a range of from about 0.5 to about 2 seconds<sup>-1</sup> and at about 25°C.
3. (Currently amended) The stable suspension of claim 1 having a viscosity of from about 2000 ~~centipoises~~ to about 12,000 centipoises at a shear rate in ~~[[the]]~~ a range of from about 0.5 to about 2 seconds<sup>-1</sup> and at about 25°C.
- 4-10. (Canceled)
11. (Currently amended) The stable suspension of claim 1, wherein said non-confined liquid phase consists essentially of a first fragrance composition, water and an emulsifier, and the core of each of said ~~plurality of~~ microcapsules consists essentially of a second fragrance composition and/or a second malodour counteractant composition in admixture with a solvent, and wherein the emulsifier is polyoxyethylene (20) sorbitan monolaurate.
12. (Currently amended) The stable suspension of claim 1, wherein the wall of each of said ~~plurality of~~ microcapsules is composed of a substituted or un-substituted acrylic acid polymer or co-polymer cross-linked with a melamine-formaldehyde pre-condensate or a urea-formaldehyde pre-condensate.

13. (Currently amended) The stable suspension of claim 11, wherein the solvent is selected from the group consisting of a mono-, di- or tri-C<sub>4</sub>-C<sub>26</sub> saturated or unsaturated fatty acid glyceride, diethyl phthalate, dibutyl phthalate, diisodecyl adipate, a liquid polydimethyl siloxane, a liquid polydimethylcyclsiloxane, the methyl ester of soya fatty acid, a mixture of soya fatty acid methyl ester and isopropyl myristate with the weight ratio of soya fatty acid:isopropyl myristate being from 2:1 to 20:1 and a mineral oil compatible with each component of said second fragrance composition and/or said second malodour counteractant composition.
14. (Currently amended) The stable suspension of claim 11, wherein ~~each of the said~~ microcapsules ~~[[has]]~~ have an average outside diameter in ~~[[the]]~~ a range of from about 0.05 ~~microns~~ to about 100 microns and an average wall thickness in ~~[[the]]~~ a range of from about 0.005 ~~microns~~ to about 10 microns.
15. (Currently amended) The stable suspension of claim 11, wherein ~~each of the said~~ microcapsules ~~[[has]]~~ have an average outside diameter in ~~[[the]]~~ a range of from about 2.0 ~~microns~~ to about 20 microns and an average wall thickness in ~~[[the]]~~ a range of from about 0.2 ~~microns~~ to about 2.0 microns.
16. (Currently amended) The stable suspension of claim 11, wherein ~~all of the components of the solvent components have~~ a Clog<sub>10</sub>P greater than about 8.
17. (Currently amended) The stable suspension of claim 11, wherein ~~all of the components of the solvent components have~~ a Clog<sub>10</sub>P greater than about 10.
18. (Currently amended) The stable suspension of claim 1, wherein each of the microcapsules contains said second fragrance composition in admixture with a solvent composition and is prepared according to a process comprising the steps of:
- (i) providing a product base containing ~~non-confined~~ the first fragrance composition and the emulsifier ~~material~~;

(ii) providing a permeable capsule, wherein the permeable capsule contains the second fragrance composition and/or ~~a compatible high C-log<sub>10</sub>P~~ P the solvent having a Clog<sub>10</sub>P value of greater than about 3.3; and

(iii) allowing the ~~non-encapsulated~~ second fragrance composition and/or the solvent ~~composition~~ to come to equilibrium, thereby transporting a portion of the ~~non-confined~~ first fragrance composition ~~through the permeable shell wall into the interior of the permeable capsule,~~ and retaining the second fragrance ~~contents~~ composition in the permeable capsule, and

wherein the emulsifier is polyoxyethylene (20) sorbitan monolaurate.

19. (Currently amended) The stable suspension of claim 1, wherein each of the microcapsules is a permeable ~~microcapsule~~ capsule containing at least 20 % by weight ~~percent of a~~ sacrificial solvent capable of migrating outside of the capsule over a period of time in ~~[[the]]~~ a range of from about 50 ~~[[hours]]~~ to about 200 hours.
20. (Currently amended) The stable suspension of claim 19, wherein the sacrificial solvent ~~contained in the microcapsules~~ is selected from the group consisting of benzyl acetate and n-octanol.

21. (Currently amended) The stable suspension of claim 1<sub>1</sub> wherein each of the microcapsules is produced according to [[the]] a process comprising the steps of:
- (i) providing a sacrificial solvent having a  $C_{log_{10}P}$  value of from about 1 to about 3;
  - (ii) encapsulating the sacrificial solvent with a permeable ~~encapsulate material capsule to provide a solvent containing capsule;~~
  - (iii) providing the ~~encapsulated sacrificial solvent containing capsule~~ in a liquid environment containing ~~high  $C_{log_{10}P}$  fragrance components with  $C_{log_{10}P}$  value~~ of greater than about 3.3; and
  - (iv) allowing the ~~capsules containing the sacrificial solvent containing capsule~~ to come to equilibrium with the liquid environment ~~containing the high  $C_{log_{10}P}$  fragrance components;~~
- whereby at least 20% ~~by weight percent~~ of the sacrificial solvent migrates from the solvent containing capsule into the liquid environment.
22. (Currently amended) The stable suspension of claim 1<sub>1</sub> wherein the non-confined liquid phase also contains a substance selected from the group consisting of at least one deposition aid, at least one additional surfactant, at least one humectant, at least one viscosity control agent and at least one solvent.
23. (Original) The stable suspension of claim 1 further comprising a substance selected from the group consisting of from about 0.1% to about 50% of at least one deposition aid, from about 0.1% to about 50% of at least one additional surfactant, from about 0.1% to about 50% of at least one humectant, from about 0.1% to about 20% of at least one viscosity control agent and from about 0.1% to about 50% of at least one solvent.
24. (Currently amended) The stable suspension of claim 1<sub>1</sub> wherein at least a ~~finite~~ portion of said microcapsules is coated with a cationic polymer.

25. (Currently amended) The stable suspension of claim 1<sub>3</sub> wherein the liquid phase core of at least a ~~finite~~ portion of the microcapsules comprises a hydrophobic benefit agent selected from the group consisting of lanolin, aloe and Vitamin E.
26. (Currently amended) A process for imparting a benefit or an aroma to a consumable material selected from the group consisting of liquid anionic, cationic, non-ionic or zwitterionic detergents, shampoos, bodywashes, soaps, hair conditioners, skin lotions, anti-perspirants, deodorants and fabric softener and/or conditioner compositions comprising the step of adding to said consumable material ~~an aroma or benefiting amount~~ of the stable suspension defined according to claim 1.
- 27-28. (Canceled)
29. (Currently amended) The stable suspension of claim 1<sub>3</sub> wherein the emulsifier is present at a level in ~~[[the]]~~ a range of from about 1% to about 10% by weight ~~based on the weight of non-confined fragrance.~~
30. (Currently amended) The stable suspension of claim 29<sub>3</sub> wherein the emulsifier is present at a level of about 2.5% by weight ~~based on the weight of non-confined fragrance.~~

31. (Currently amended) The stable suspension of claim 1<sub>a</sub> wherein the relationship of the viscosity of the stable suspension ~~with respect to~~ and a time of storage of [[said]] the stable suspension immediately subsequent to the production of said suspension is according to [[the]] a set of algorithms selected from the group consisting of:

$$\begin{aligned} \text{(i)} \quad & \log_e v = \alpha\theta + \beta \text{ and } \frac{\partial v}{\partial \theta} = \alpha v ; \\ \text{(ii)} \quad & \log_e v = \gamma c^{\delta\theta} + \varepsilon \text{ and } \frac{\partial v}{\partial \theta} = v\delta\gamma c^{\delta\theta}; \text{ and} \\ \text{(iii)} \quad & \log_e v = \kappa \log_e \theta + \lambda \text{ and } \frac{\partial v}{\partial \theta} = \kappa \left( \frac{v}{\theta} \right) \end{aligned}$$

wherein[[.]]  $0.003 \leq \alpha \leq 0.006$ ;

$7 \leq \beta \leq 10$ ;

$1 \leq \gamma \leq 3$ ;

$0.002 \leq \delta \leq 0.003$ ;

$6 \leq \varepsilon \leq 8$ ;

$0.15 \leq \kappa \leq 0.25$ ; and

$7 \leq \lambda \leq 9$ ;

and wherein v represents the viscosity of said stable suspension in of centipoises and  $\theta$  represents the time of storage of said suspension immediately subsequent to production of said suspension[[.]] in [[terms]] units of days.

32. (Canceled)
33. (Currently amended) The stable suspension of claim 14<sub>a</sub> wherein each of the oil phase component droplets of the emulsion containing non-confined fragrance and/or benefit agent has a diameter in the range of from about 0.01 ~~microns~~ to about 1.0 microns.
34. (Currently amended) The stable suspension of claim 33<sub>a</sub> wherein each of the oil phase component droplets of the emulsion containing non-confined fragrance and/or benefit agent has a diameter of from about 0.05 ~~microns~~ to about 0.8 microns.

35. (Currently amended) The stable suspension of claim 34, wherein each of the oil phase component droplets of the emulsion containing non-confined fragrance and/or benefit agent has a diameter of from about 0.1 ~~microns~~ to about 0.5 microns.

36-37. (Canceled)